

Exhibits marked as ATTACHED EXHIBITS A. which show grants of parole before and after 1996 Parole Amendments. Violent offenders with similar crimes as appellant suffered a disadvantage as appellant did by the retroactive application of parole laws.



COMMONWEALTH OF PENNSYLVANIA
BOARD OF PROBATION AND PAROLE

1101 S. Front Street
Harrisburg, Pa. 17104 - 2519

NOTICE OF BOARD DECISION

NAME: MICHAEL F. MCCOLE
INSTITUTION: SCI - ALBION

PAROLE NO: 8422T
INSTITUTION NO: AS0521

AS RECORDED ON AUGUST 12, 2003 THE BOARD OF PROBATION AND PAROLE RENDERED THE FOLLOWING DECISION IN YOUR CASE:

FOLLOWING AN INTERVIEW WITH YOU AND A REVIEW OF YOUR FILE, AND HAVING CONSIDERED ALL MATTERS REQUIRED PURSUANT TO THE PAROLE ACT OF 1941, AS AMENDED; 61 P.S. § 331.1 ET. SEQ., THE BOARD OF PROBATION AND PAROLE, IN THE EXERCISE OF ITS DISCRETION, HAS DETERMINED AT THIS TIME THAT: YOUR BEST INTERESTS DO NOT JUSTIFY OR REQUIRE YOU BEING PAROLED/REPAROLED, AND, THE INTERESTS OF THE COMMONWEALTH WILL BE INJURED IF YOU WERE PAROLED/REPAROLED. THEREFORE, YOU ARE REFUSED PAROLE/REPAROLE AT THIS TIME. THE REASONS FOR THE BOARD'S DECISION INCLUDE THE FOLLOWING:

REPORTS, EVALUATIONS AND ASSESSMENTS CONCERNING YOUR PHYSICAL, MENTAL AND BEHAVIOR, CONDITION AND HISTORY.

YOUR INTERVIEW WITH THE HEARING EXAMINER AND/OR BOARD MEMBER.

PREDATORY NATURE OF OFFENSES.

HIGH RISK TO RE-OFFEND.

YOU WILL BE REVIEWED IN OR AFTER JULY, 2008.

AT YOUR NEXT INTERVIEW, THE BOARD WILL REVIEW YOUR FILE AND CONSIDER:

WHETHER YOU HAVE MAINTAINED A FAVORABLE RECOMMENDATION FOR PAROLE FROM THE DEPARTMENT OF CORRECTIONS.

(CONTINUE ON PAGE 2)

PAROLE NO: 8422T

(CONTINUED FROM PAGE 1)

WHETHER YOU HAVE MAINTAINED A CLEAR CONDUCT RECORD AND COMPLETED THE DEPARTMENT OF CORRECTIONS' PRESCRIPTIVE PROGRAM(S).

OTHER EVALUATIONS OF YOUR SEX OFFENSE HISTORY AND PROPENSITY TO RE-OFFEND.

KLD 08/12/2003

EXHIBIT 9

CLIENT COPY
MICHAEL F. MCCOLE AS0521
10745 ROUTE 18
ALBION, PA 16401

16401

Notice of Board Decision
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CLIENT COPY
MICHAEL F. MCCOLE AS0521
10745 ROUTE 18
ALBION, PA 16401

16401

Kathleen Zwierzyzna

Kathleen Zwierzyzna
Board Secretary
Notice of Board Decision
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EXHIBIT 9

Parole Board Statistics 1990-1991

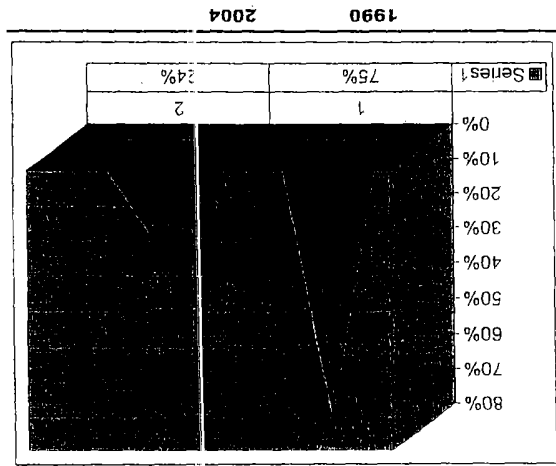
Violent Offenses	Parole Granted	Total
Homicides/Manslaughter	370	461
Assault	586	675
Robbery	882	1,186
Burglary	903	1,177
Arson	75	94
Rape	224	288
Other Sex Offenses	159	179
Sub Totals	3199	4060
Drug Law Violations	1485	1,582
Theft, RSP	644	797
Forgery and Fraud	235	281
Driving Under Influence	300	316
Other Type Offenses	580	665
Sub Totals	3244	3641
Total	6443	7701

In comparison to 2002 statistics, there have only 24% of all parole grants for violent offenses. This is a significant decrease from the 2002 statistics which showed 24% of all parole grants for violent offenses. This is a significant decrease from the 2002 statistics which showed 24% of all parole grants for violent offenses.

EXHIBIT 10

EXHIBIT 10

Statistics Provided by PA Board of Probation and Parole and PA Department of Corrections



OVERALL YEARLY PAROLE GRANTS
FOR NON-PAROLE VIOLATING
VIOLENT OFFENDERS

through a
decision-making
assisting every
offender to become
a productive,
accountable member
of the community.

public safety

2000-2002 BIENNIAL REPORT

PENNSYLVANIA BOARD OF PROBATION AND PAROLE
BIENNIAL

Ben Martinez, Acting Chairman

Sincerely,

We maximize public safety through effective decision-making, assisting every offender to become a productive, accountable member of the community.

As we continue to develop this vision into tangible goals and plans, we go forward with the confidence that is ambitious in spirit, but attainable. Our staff has invested its time and best ideas.

I am proud of the work done at the Board of Correction and Parole. The results of our investment are evident. I thank you for your report in respect so that you can follow our progress. With the help of the new Administration, we will continue to look for better and smarter ways to meet our mission.

Statement is:

Statement is:

- Develop the public's understanding and support for our work.
- Create and maintain an agency culture of staff empowerment and mutual respect.
- Engage our communities as partners in a division.
- Develop innovative, resource-based and cost-effective supervision strategies.

CORE STRATEGIES

At the July 2001 Conference, managers categorized and analyzed all of the employees' suggestions and, from that process, narrowed the focus to specific products or strategies. These core strategies are the major initiatives to be undertaken during the span of the strategic plan, all of which prove the Board toward its vision.

In July 2001, senior staff worked with that material to form a strategic plan. Ideas from Board staff, through a staff survey, were made first to solicit the concerns and staff in the planning teams that were to be created during the process. Involvement of staff in the planning process was a second, to involve every level of

At the August 2000 Managers' Training Conference, Board Members and the managers reviewed the Board's overall strengths and weaknesses. In the months before the 2001 Conference, the Board and

The watchdog for the fiscal years covered by this report is "invest-ment." Although I was a Board Member, not the Acting Chairman, during this time, I witness the genesis of a broad-reaching and ambitious initiative that involved every staff member from clerical to management.

Dear Friends:

CHAIRMAN'S MESSAGE

[illegible]

TABLE 19
TOTAL CASELOAD BY OFFENSE TYPE AS OF JUNE 30, 1991

Table 19 shows the total cased population by major offense type. As of June, 1991, 31% of the total offender population were on parole for robbery or burglary.

[illegible]

TABLE 18
INMATES PAROLED AND REPAOLED BY
MAJOR OFFENSE CATEGORY AND MAJOR
RACE CATEGORY

shows its omission of 7,021 cases actually released to parole supervision during FY 1980-91 for major offense categories and major race category. While it defines as Caucasian and English speaking, with non-white includes all other persons approximately 31% of the inmates paroled were serving sentences for robbery or burglary.

Contents

The Pennsylvania Board of Probation and Parole is committed to protecting the safety of the public, improving court adjudication of crime victims, and assisting probation and parole services, and assisting in the administration of justice by ensuring the custody, control, due treatment of offenders under the jurisdiction of the Board.

MISSION Statement

1. The first step is to identify the problem. This involves understanding the current situation and the goals that need to be achieved.

2. The second step is to analyze the problem. This involves breaking down the problem into smaller, more manageable parts and identifying the causes of the problem.

3. The third step is to develop a plan. This involves determining the steps that need to be taken to solve the problem and the resources that will be needed.

4. The fourth step is to implement the plan. This involves putting the plan into action and monitoring the progress.

5. The fifth step is to evaluate the results. This involves assessing the effectiveness of the solution and making any necessary adjustments.

EXHIBIT - 21

